

88). Defendants by and through their Water Deprivation Technique was used as a Pretaxts to Collect an Unauthorized DNA Sample solely for the purpose of testing against unsolved Burglaries Not only deprived plaintiff of his Rights to Privacy in his Genetic Material but also denied him the right to Access Quality Assurance Control Provided by A Board Cetified Forensic Laboratroy.

89). Defendants Meehan, Criollo, Sager, Thornton, and Rivera, by and through their act of Collecting the plaintiffs DNA denied him of the Forensic Laboratories Reassurance, that Mr Jones DNA Material would not be classified as Junk DNA and used in any unauthorized Genetic Research which would denie both himself and His Family of any rights to protect against illegal and unlawful Dissemination, Testing, Disclosure, Documenting, or Reporting.

90). Plaintiff was by and through the conduct of defendants, Meehan, Criollo, Sager, Thornton, and Rivera. denied any and all Genetic information as to any Defects, Abnormalities, or Disease(s) which may have indicted any Pre-disposition to Durg Addiction, Alocholism, or Criminal Behavior detected but not reported. Or Disclosed to the plaintiff whom has also been denied any and all Quantification data, including how much DNA was used, How much remained from each sample, and the right to seek a timely Order of Protection in violation of New York Criminal Procedure Law §§ 240.50.

91). Indeed both the Plaintiff and his Family have suffered. the loss of this Genetic information which could now be used to discriminated against them in obtaining Employment, Education, or Housing.

And Life and Health Insurance, Sterilization based on Genetic Defects (2002 L.Rev.Mich St U. Det CL. at 928-929. see Buck v. Bell, 274 U.S. 200. 71 L.Ed. 2000. 47 S.Ct 584 (1927). And one Society attempted to use Genetic Knowledge to Create a Genetically Superior Race.

92). Defendants Meehan, Criollo, Sager, Thornton and Rivera have systematically failed to provide the plaintiff with any Copy of all Serology Reports including the type of test performed whether presumptive or confirmatory.

93). Defendants as held in ¶¶ 92. Did Deliberately with Knowing Indifference to the Plaintiffs Fourth Amendment Protected Rights Willfully denied Mr Jones a Copy of the Police Laboratory Protocol for DNA Testing, including The Police Laboratory Procedure Manual on DNA testing with its DNA Protocol Assurance Guidelines and DNA Validation Studies.

94). The Manufacturer of each Machine Utilized in the Analysis, and of each and every Solution, Enzyme, Chemical Utilized in the testing process, The right to access a list of all Commercial Or In House Software Programs data used in the DNA testing, including. The Name of the Software Program Manufacturer, and Version Used in this matter.

95). The United States Supreme Court has rejected the idea that there is an Absence of an Expectation of Privacy in Material Left at a Crime Scene. see Flipp v. West Virginia, 528 U.S. 11, 14, 145 L.Ed. 2d 16. 120 S.Ct . 7 (1999); Mincey v. Arizona,

437 U.S. 385, 57 L.Ed 2d, 290. 98 Ct 2408 (1978); Thompson v. Louisiana, 469 U.S. 17, 83 L.ed. 2d 246, 105 S.Ct 409 (1984).

96). Accordingly two Federal District Courts have Discussed the Contitutionality of Conparing DNA Infromation of Suspect with the DNA from Unsolved Crimes for which law Enforcement Lacks Probable Cause to believe that the suspect is involved see, United States v. Miles, 228 F.Supp. 2d 1130 [2002]; cf Nicholas v. Goord, 2003 U.S. Dist. LEXIS 1621, 2003 WL 256774. Ls [S.D.N.Y. Fed 6, 2003].

#### PROCEDURAL POSTURE

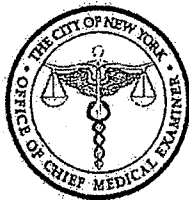
After the Plaintiff was indicted for various Burglaries The People failed to move pursuant to N.Y. Crim. Proc. Law §§ 240.40 (2)(b) (V) for an Order directing the Plaintiff to provide a Saliva Sample of his Deoxyribonucleic Acid (DNA) for testing Against unsolved Burglaries namely those occurring On December 26, 2011. and January 11, 2012.

97). Defendants Meehan, Criollo, Sager, Thornton and Rivera. as a direct result of their failure to seek authorization to Collect a DNA Sample from the Plaintiff deprived him of the Right to Seek an Order of Protection pursuant to N.Y. Crim. Proc. Law §§ 240.50., That Disclosing or Redisclosing the Results of Plaintiffs DNA testing to any person or public agency, except the Prosecution, Defense and Court was Prohibited by N.Y. Exec.Law § § 995-d.

98). That when the Office of Chief Medical Examinors "OCME" places Plaintiffs DNA profile in its "Linkage Database" The information is revealed to any OCME employee who has access to this database and who is "NOT" working on the instant criminal Proceeding. This is an Unauthorized Disclosure, Especially when such OCME employee places other crime DNA profiles in the computer for Comparison. "Forensic Biology-DNA Profile Evaluation Form" see Exhibit (H).

99). Plaintiff maintains that during all times relevant herein defendants Meehan, Criollo, Sager, Thornton and Rivera, did in an act of Punitive Deliberate Indifference to the plaintiffs Procedural Due Process of Law denied him access to the following information Documentation of how and where the Material "DNA" were stored prior to Analysis and during Analysis which violates CPL §§ 243.35; CPL §§ 160.50 (1)(c).

100). Defendants Meehan, Criollo, Sager, Thornton and Rivera et al. By and through their acts of illegally dissemination. Of Plaintiffs Genetic Material Seliva DNA taken from a Drinking Cup without Court Ordered Authority deprived plaintiff of being restored his former status CPL §§ 160.50 (1)(c): States The Accused shall be restored in contemplation of law to the Status Occupied before the Arrest and Prosecution making all DNA Material and its information Redeemable as items recoverable in accordance with plaintiff Certificate of Disposition dated 10/1/2015.



OFFICE OF CHIEF MEDICAL EXAMINER  
520 First Avenue, New York, New York 10016

DEPARTMENT OF FORENSIC BIOLOGY  
421 East 26<sup>th</sup> Street, New York, New York 10016  
Mechthild Prinz, PhD, Director  
Telephone: 212.323.1200 Fax: 212.323.1590  
Email: [dnalab@ocme.nyc.gov](mailto:dnalab@ocme.nyc.gov)  
Official Website: <http://www.nyc.gov/ocme>



DATE: March 27, 2012

#### LABORATORY REPORT

SUSPECT: Robert Jones	NYSID NO: 04757650Q	LAB NO: FB12-S0144
COMPLAINT NO: 2012-018-00324	ARREST NO: M12608196	START DATE: 2/9/12

#### RESULTS AND CONCLUSIONS:

PCR DNA typing using the AmpFtSTR® Identifiler® PCR Amplification Kit was done on the cup submitted for Robert Jones. A DNA profile was determined.

This profile was compared to the results in the following case:

✓ FB number	Complaint Number	Complainant	Report date
FB12-00246	2012-018-00324	[REDACTED]	March 6, 2012

The results are the same as those of Male Donor A. Therefore, based on the random match probability for unrelated individuals, the DNA donor to the cup submitted for Robert Jones is the source of the DNA found on the sample listed below.

hat scrapings, most likely major donor

This profile was also compared to the results in the following case:

✓ FB number	Complaint Number	Complainant	Report date
FB12-00490	2011-014-14341	[REDACTED]	March 26, 2012

The donor to the cup submitted for Robert Jones is excluded as a contributor to the sample listed below.

knife handle swabs

This profile could not be compared to the results for the following sample due to an insufficient amount of DNA recovered.

swab of "edges of knife handle"

FB12-S0144

Robert Jones

EVIDENCE RECEIVED:

ITEM	VOUCHER	DATE RECEIVED	DESCRIPTION
1	1000126451	1/30/12 ←	cup submitted for Robert Jones

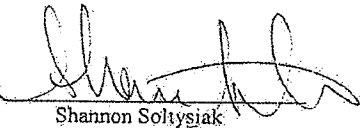
DISPOSITION:

The following items will be retained in the laboratory:

DNA extracts from samples and controls tested

The remainder of the evidence will be returned to the OCME Evidence Unit.

Analyst:

  
Shannon Soltysiak  
Criminalist III

Administrative Review Date: 05/01/12

Administrative Reviewer: MEK

# FORENSIC BIOLOGY - REPORT ROUTE SHEET

FB number 12-00490 Report Date: 3/27/12 Initials/Date: AS 3/27/12

Please send this report to the following (circle all that apply):

1. OCME Records
2. NYPD ECMS Complaint Number(s): 2011-014-14341
3. DA Office: Bx K M Q R Affn: \_\_\_\_\_  
 Offense Type \_\_\_\_\_ Victim/Complainant\* \_\_\_\_\_  
 Suspect\*\* \_\_\_\_\_

\*If available; if multiple victims, enter one name

\*\*Enter when file has no listed victim (e.g., S files, CPW cases); if multiple suspects, enter one name

Borough	Designated E-Mail Address for Reports to DAOs
Bronx (Bx)	singer@bronxda.nyc.gov
Brooklyn (K)	OCMEfbio@brooklynda.org
Manhattan (M)	DNALabs@dany.nyc.gov
Queens (Q)	ectrosenbaum@queensda.org
Staten Island (R)	DNA@rcda.nyc.gov

## 4. Other (e.g., outside jurisdiction, corporation counsel, AUSA)

a. Name of Recipient \_\_\_\_\_

Agency/Other information \_\_\_\_\_

E-mail \_\_\_\_\_ or FAX \_\_\_\_\_

b. Name of Recipient \_\_\_\_\_

Agency/Other information \_\_\_\_\_

E-mail \_\_\_\_\_ or FAX \_\_\_\_\_

## 5. Case File Routing After Report Distribution (select one)

- ☒ Filing bin
- ☐ IA \_\_\_\_\_
- ☐ Supervisor \_\_\_\_\_
- ☐ Certification
- ☐ 5<sup>th</sup> Floor DNA Sign-In
- ☐ 8<sup>th</sup> Floor CODIS group
- ☐ 5<sup>th</sup> Floor HSC Evidence Exam Supervisor
- ☐ Other (specify) \_\_\_\_\_

Report Distribution Completed (Initials/Date): MAK 04/13/12

Approved by: Deputy Director (PCW)  
 Effective Date: 12/08/2010

Page 1 of 1

Controlled versions of Department of Forensic Biology documents only exist electronically on the Forensic Biology network. All printed versions are non-controlled copies.

FB12-00490

DEF 811

FORENSIC BIOLOGY – DNA EXTRACTS TRACKING WORKSHEET		
DATE EFFECTIVE 12/7/2009	APPROVED BY Eugene Lien	PAGE 1 of 1

FB12-00490

	EXTRACTION DATE: 03/12/12	TIME: 13:38
A	knife swabs	
B		
C		
D		
E		
F		
G		
H		
I		
J		
K		
L		
M		
N		
O		
P		

SAMPLE(S)	ALiquot BY	DATE	PURPOSE
A	JMC	3/15/2012	ID
A	JMC	3/15/2012	ID DUP

SAMPLES IN CRYOBOX PC745

FB12-00490

DEF 812



101). Defendants Meehan , Criollo, Sager , Thornton, and Rivera both Knowingly and Willfully in the furtherance of their acts of Medical Deliberate Indifference tot he Plaintiffs want of Reasonable Care and Protection from Foreseeable Harms and Injuries while under Police Custodial Detention for which he was denied under a Pre-texts of defendants authorized investigation. for which an Unauthorized DNA sample was Collected and Tested against unsolved in violation of Plaintiffs 14th Amendment Rights Equal Protection of Law.

102). A Plaintiff to have standing "Must allege Personal. Injury fairly traceable to the defendants allegedly unlawful Conduct and likely to be redressed by the requested relief" see Allen v. Wright, 468 U.S. 737, 751, 104 S.Ct 3315, 82 L.Ed. 2d 556 [1984]).

103). That by and through the defendants action use of a Water Deprivation Technique to collect an unauthorized DNA Sample subjected Mr Jones to suffer Dehydration the dehydration without the timely use of prescribed medicien damage the Plaintiffs Kidney (s). Resulting in Renal Insufficiency Syndrome stage III Kidney Disease. See Mckenzie, 768 f.2d 602 (1986); 474 U.S. 1086 L.Ed 2d. 900, 106 S.Ct 861; United States v. Miles, 288 f.Supp. 2d. 1130 (2002) Ct; Nicholas v. Goord, 2003 U.S. Dist LEXIS 1621, 2003 WL 256774 (S.D.N.Y. Feb 6, 2003).

104). Defendants as are held in ¶¶ 99-102. Here are Charged pursuant title 18 U.S.C. §§ 241 Conspiring to Deprive a U.S. Citizen "Plaintiff Robert Jones" of his Civil Rights under 42 U.S.C. §§ 1985.

And Title 18 U.S.C. §§ 2, 242: Illegally Depriving a United States Citizen of his Minimum Standards of Lifes Necessites, Food, Water and Medicien designed for the preservation of life.

105). Defendants Meehan, Criollo, Sager, Thornton, and Rivera et al, are further charged with Violation of Executive Law §§ 955f : Which States Any Person whom 1). Intentionally Discloses a DNA Record or Result of a Forensic DNA test or Analysis to any individual or Agency other than the one authorized to have Access to such records and or Tampers with a DNA Sample or Collection. "Container" without lawful authority shall be "Guilty" of a Class "E" FELONY.

106). Accordingly Legislative Intent is the Memorandum of the Assembly in support of Chapter 497 of The Law of 1996 Created Civil Rights Law § 79-I and Insurance Law §§ 2612. The Assembly Memorandum Reads in Part " The Bill deems individuals to have an Exclusive Property Right in Records of Tests of their Genetic material," particularly against unauthorized release.

107). Bill Jacket, L 1996, ch 497 Legislature has intented to give a DNA contributor a property Right in the prevention of Dissemination of genetic information. see Mincey v. Arizona, 437 U.S. 385, 57 L.Ed. 2d 290, 98 S.Ct.2408 ][1978][; Thompson v. Luisiana, 469 U.S. 17, 83 L.Ed. 2d 246, 105 S.Ct 409 ][1984][.

108). The Following Persons are held in violation of Title 42 U.S.C. §§ 14132 (c) For which any Government Official Violation of this Federal Statue is Committing a Crime; And Title 42 U.S.C. §§ 14135e (c) For which prohibits use of "DNA" Sample and Collections for other than its intended purpose. "Plaintiffs Orginial Complaint ¶¶ 56 and 113."

Defendants Meehan, Criollo, Sager , Rivera, Thornton et al, et seq  
Acts of Illegal Search and Seizure, Long Term Police Interrogation  
and Detention Caused plaintiff to Suffer Fear, Fright, Horror, Despair,  
Anxiety, and an Overwhelming sense of forsakenness, that he would be  
Brutally Beaten, Torched or Killed never to see his family again.

PRAYERS FOR RELIEF

WHEREFORE: Plaintiff maintains the Standard for Evaluating a Motion  
For Summary Judgment on the Plaintiff Pleading pursuant to Fed.R.civ.P.  
56 (c).

Requires this Court must accept all factual allegation  
in the Complaint as True, and Draw all reasonable inference in the  
Plaintiff favor, see Tellabs Inc. v. Makor Issues & Riht Ltd. 551 U.S.  
308, 322, 127 S.Ct 2499, 168 L.ed 2d 179 (2007); Kassre v. 2d Avenue  
Delicatessen, Inc 496. F.3d 229, 237 (2d Cir 2007).

WHEREFORE: This Petitioner respectfully prays that an Order be issued  
Granting this Motion for Summary Judgment Fed.R.civ.P. 56 (a) and  
Fed.R.civ.P. 56 (c) taking into consideration the Facts and Arguments  
Annexed herein, or in the Alternative , and Order be issued granting  
partial relief, or Whatever relief This Honorable Court sees and  
deems fit and appropriate to insure the swift and proper

Administration of Justice.

*State of New York*  
Sworn to before me this 8th day of  
February 2017.

Respectfully Submitted

*Robert Jones*

*Danielle Stringer*  
DANIELLE STRINGER  
Notary Public State of New York  
No 01ST6131234  
Qualified in Queens County  
Commission Expires August 1, 2017

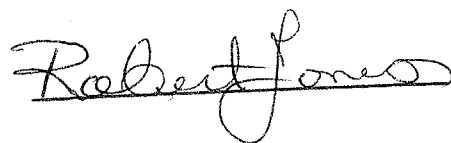


The Following Persons are in violation of Title 42 U.S.C. §§ 14132 and 14135 (e)(c). And are Subject to Santion of \$ 250,000.00 dollars for each offense:

- 1). James Meehan Tax ID # 906807..... \$250,000.
- 2). Jose Criollo Tax ID # 92538 MTN Pct..... \$250,000.
- 3). Gregory Thornton Tax ID # 919777 MTN Pct..... \$250,000.
- 4). Adam Sager Tax ID # 902338 MTN Pct..... \$250,000.
- 5). Lieutenant Felix Rivera Tax ID # 920756 MTN Pct..... \$250,000.
- 6). Sergenant Simona Criminalist III..... \$250,000.
- 7). Police Officer Smith..... \$250,000.
- 8). Leonard Lee..... \$250,000.
- 9). Shanley M. Young Criminalist IB..... \$250,000.
- 10). Mec Thild Prinz PLD Director of OCME..... \$250,000.
- 11). James West Detective Supervior..... \$250,000.
- 12). Eugene Lien Forensic Biologist..... \$250,000.
- 13). Ylli Dautaj Tax ID # 917068 Supervior..... \$250,000.
- 14). George Boston Det OCME NYPD Lads..... \$250,000.
- 15). Manishi Agarwal Criminalist..... \$250,000.
- 16). Duke James Det Supervior MTN Squad..... \$250,000.
- 17). Garge Christophe CSU/ECT Processing..... \$250,000.
- 18). BBeauditte Timothy MTN Pct Inspector FIDLU..... \$250,000.
- 19). Mahon Robert Sgt..... \$250,000.
- 20). Charles S. Hirsch M.D. Medical Examinor..... \$250,000.
- 21). Emanuel Katianakis Deputy Supervior OCME..... \$250,000.

Total Sum 5.250,000.

SworH to before me this      day of  
April 2017.



**OFFICE OF THE CHIEF MEDICAL EXAMINER  
EVIDENCE TRACKING FOR DNA/SEROLOGY ONLY**

FB# 12-00490

EVIDENCE UNIT CONTROL # 12-M001423

Subject(s) (V [REDACTED])

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

EVIDENCE SUBMITTED (As listed on vouchers) Each voucher will have its own custody form.

VOUCHER #	ITEM# - QTY	DESCRIPTION
Z004888	2	SWAB
# of Packages 1 ENV		
Storage # N/A		
Security Envelope # N/A		
Narcotic Envelope # N/A		

CHAIN OF CUSTODY: Black or Blue ink

VOUCHER	ITEM(S)	RECEIVED FROM	RECEIVED BY	DATE
Z004888	2	[Signature]	E. Garbar	01/27/12
Z004888	2	E. Garbar	CAGE A	01/27/12
Z004888	2	CAGE A	E. Garbar	1-27-12
Z004888	2	E. Garbar	PNAI/C/3	1-27-12
Z004888	2	PNAI/C/3	S. Gadsom #600	1/27/12
Z004888	2	S. Gadsom #600	DNDI/B/3	1/27/12
Z004888	2	DNDI/B/3	S. Gadsom #600	2/1/12
Z004888	2	S. Gadsom #600	S. GRAY	2/1/12
Z004888	2	S. GRAY	[Signature]	2/1/12
Z004888	2	[Signature]	DPC1/B/4	2-1-12
Z004888	2	DPC1/B/4	[Signature]	3/30/12

\* empty packaging returned. See above for items retained at laboratory.

\*\* rape kit returned. Includes all items not listed for retained storage.

\*\*\* items submitted as reference samples. To be vouchered by evidence DNA unit, except swabs.

FB12-00490

**OFFICE OF THE CHIEF MEDICAL EXAMINER  
EVIDENCE TRACKING FOR DNA/SEROLOGY ONLY**

FB# 12-00246

EVIDENCE UNIT CONTROL # 12-M000606

Subject(s) (V) [REDACTED]

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

M.E.# \_\_\_\_\_

EVIDENCE SUBMITTED (As listed on vouchers) Each voucher will have its own custody form.

VOUCHER #	ITEM# - QTY	DESCRIPTION
1000X119444	1	ELIMINATION CONSENT SAMPLE FROM [REDACTED]
# of Packages 1 ENV		
Storage # N/A		
Security Envelope # N/A		
Narcotic Envelope # N/A		

**CHAIN OF CUSTODY: Black or Blue ink**

VOUCHER	ITEM (S)	RECEIVED FROM	RECEIVED BY	DATE
1000X119444	1	[Signature]	G. Garbar	01/13/12
1000X119444	1	G. Garbar	CAGE A	01/13/12
1000119444	1	CAGE A	G. Garbar	1-13-12
1000119444	1	G. Garbar	PNAI / C / 4	1-13-12
1000119444	1	PNAI / C / 4	C. H. #606	1/13/12
1000119444	1	C. H. #606	DNGT / B / 2	1/13/12
1000119444	1	DNGT / B / 2	C. H. #606	2/7/12
1000119444	1	C. H. #606	A. Bell	2/7/12
1000119444	1	A. Bell	FB Storage	2/7/12
1000119444	1	FB Storage	V. Nelson	2/9/12
1000119444	1	V. Nelson	C. H. #606	2/9/12
1000119444	1	C. H. #606	Pending J2-C1	2/9/12
1000119444	1	Pending J2-C1	S. Gaddom #600	3/18/12

\* empty packaging returned. See above for items retained at laboratory.

\*\* rape kit returned. Includes all items not listed for retained storage.

\*\*\* items submitted as reference samples. To be vouchered by evidence DNA unit, except swabs.

FB12-00246

AFFIDAVIT OF SERVICE

STATE OF NEW YORK  
COUNTY OF Bronx

}  
S.S.:

I, Robert Jones, being duly sworn deposed and state:

That I have on the 15th day of April, ~~February~~ 2017, placed and submitted the original and copies of this motion to be duly mailed via the United States Postal Service, through the institutional mailroom of the RNDC

~~Correctional Facility. Said moving papers were mailed to the following concerned parties:~~

~~Supreme Court  
County~~

Honorable Judge Katherine P. Failla  
United States District Court  
Southern District of New York  
500 Peral Street  
New York, New York 10007.

~~District Attorney  
County~~

Maria F. Decastro, esq  
Assistant Corporation Counsel  
City of New York  
100 Church Street 10007.

~~Defense Counsel~~

Yours, etc...

Robert Jones  
DEFENDANT

Sworn to before me this

29th day of April, 2017

Danielle Stringer  
NOTARY PUBLIC / COMMISSIONER OF DEEDS

DANIELLE STRINGER  
Notary Public State of New York  
No 01ST6131234  
Qualified in Queens County  
Commission Expires August 1, 2017



# EXHIBIT A



POLICE DEPARTMENT  
CITY OF NEW YORK

ARTIST CIRCULAR  
NO. WP#16-17-12  
DATE PREPARED  
01-24-12

POLICE DEPARTMENT  
CITY OF NEW YORK



# WANTED FOR BURGLARY



suspect walked with an  
aluminum metal crutch.

**MALE / BLACK / 40-45 YEARS OF AGE  
HEIGHT 5'X09" / GOATEE**

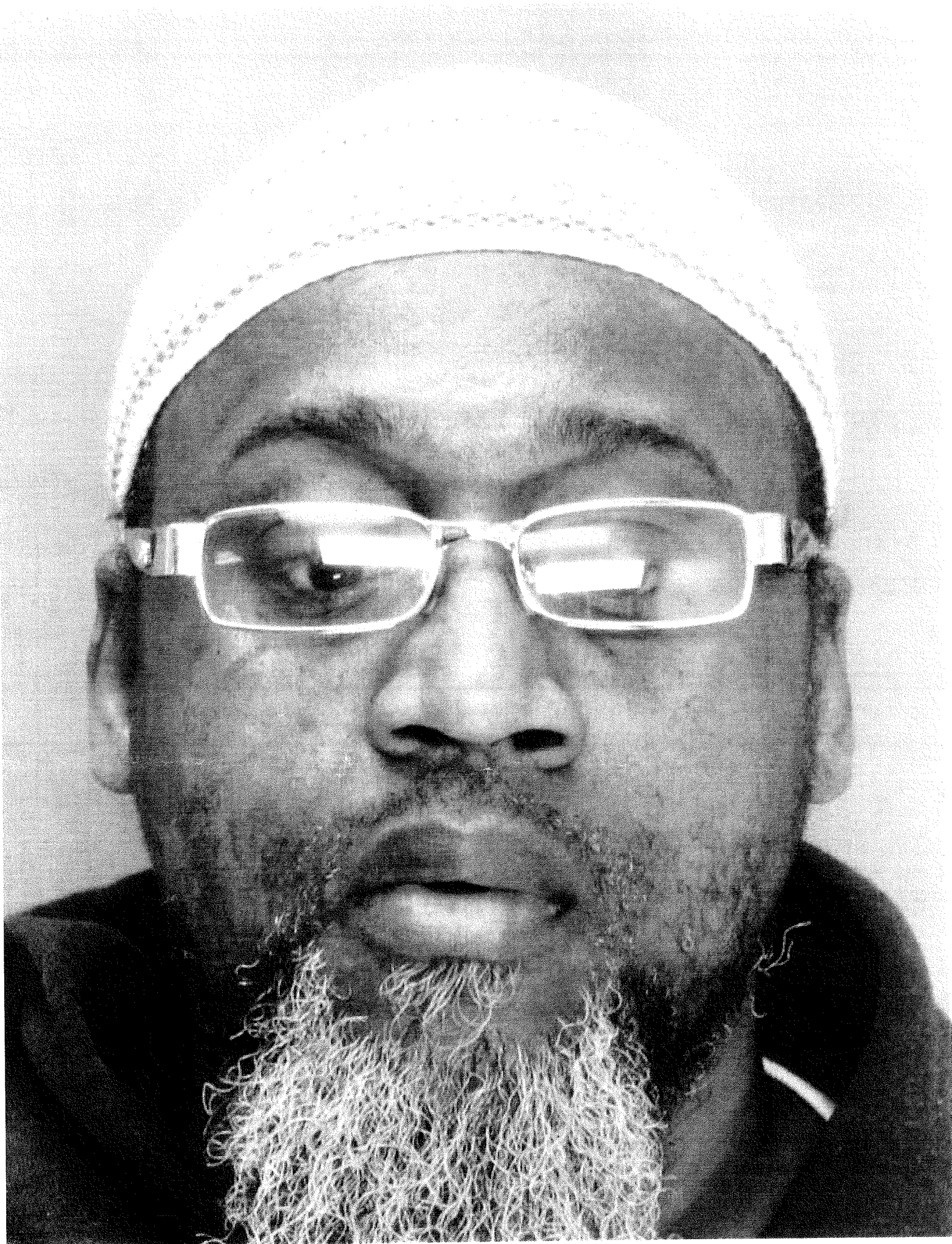
The above is a sketch resembling a suspect sought for a **BURGLARY** that occurred on **01-11-12**, at **1830 HRS** in the confines of the **MTN PRECINCT.** This sketch is based on a description supplied by a witness.




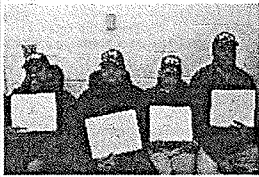
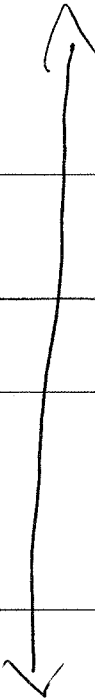

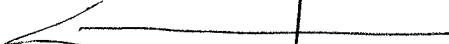

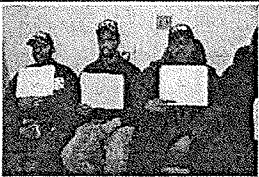

**DESCRIPTION: MALE, BLACK, 40-45 YRS OF AGE, MEDIUM BUILD, BLACK HAIR WITH SALT & PEPPER ON THE SIDE AND A GOATEE WITH SALT & PEPPER. SUSPECT HAS A MOLE ON HIS RIGHT CHEEK.**

**THE ABOVE SUSPECT IS SOUGHT FOR A SERIES OF BURGLARIES THAT OCCURRED WITHIN THE CONFINES OF THE MTN PRECINCT. SUSPECT CLIMBED REAR FIRE ESCAPES THEN GAINED ACCESS TO APARTMENTS BY REMOVING AIR CONDITIONERS.**

Anyone with information regarding the above subject please notify  
**INVESTIGATOR: DET CRIOLLO COMMAND ASSIGNED: MTN SQD (212)767-8415**  
**CASE # 2012-105 PBMS PATTERN #04 COMPLAINT REPORT # 2012-018-323**

**DEF 567**



  DETECTIVE BUREAU ATTACHMENT H		DD5 ATTACHED FILES
ATTACHMENT H : ADDITIONAL ATTACHMENTS		
 <a href="#">lineup forms with subject robert jones-01/26/2012 17:55</a>		
		
<a href="#">line up with subject robert jones-01/26/2012 17:50</a> <a href="#">Printable Version</a>		
		
<a href="#">line up with subject robert jones-01/26/2012 17:50</a> <a href="#">Printable Version</a>		
		
<a href="#">line up with subject robert jones-01/26/2012 17:50</a> <a href="#">Printable Version</a>		
		
<a href="#">line up with subject robert jones-01/26/2012 17:50</a> <a href="#">Printable Version</a>		
 <a href="#">lineup forms-01/26/2012 17:55</a>		

11  
E

NO09S-2012

SUPREME COURT OF THE STATE OF NEW YORK  
COUNTY OF NEW YORK

IN THE MATTER OF AN APPLICATION FOR A  
WARRANT TO SEARCH THE COMMON AREA (LIVINGROOM  
AND KITCHEN) DOWNSTAIRS AND THE UPSTAIRS FRONT  
BEDROOM, (SPECIFICALLY THE LOWER LEFT BUNK BED AS  
YOU ENTER SAID BEDROOM, THE AREA UNDER SAID BED,  
THE AREA NEXT TO AND DIRECTLY ADJACENT TO SAID  
BED, THE DRESSER LOCATED ON THE LEFT OF THE ROOM,  
THE CLOSET AND THE AREA DIRECTLY ADJACENT TO THE  
CLOSET) WITHIN THE PREMISES LOCATED AT  
571 GLENMORE AVENUE, APARTMENT NUMBER 2,  
BROOKLYN NEW YORK ("THE TARGET PREMISES")

AFFIDAVIT IN SUPPORT OF  
SEARCH WARRANT

Detective Robert Hahn, shield 463, of the Midtown North Detective Squad of the New York City Police Department, being duly sworn, deposes and says:

1. I am a detective, shield 463, assigned to the Midtown North Detective Squad, and as such I am a public servant of the kind specified in CPL 690.05(1).

2. This affidavit is submitted in support of an application for a warrant to search the common area (living room and kitchen) and the upstairs front bedroom, specifically the lower left bunk bed as you enter said bedroom, the area under said bed, the area next to and directly adjacent to said bed, the dresser located on the left of the room, the closet in said room, and the area directly adjacent to the closet within 571 Glenmore Avenue, Apartment 2, Brooklyn, New York, ("the target premises"), where there is reasonable cause to believe that the following property may be found:

- a. clothing worn by the perpetrator in the commission of a pattern of burglaries including but not limited to, a black or dark colored bubble coat, a set of crutches, and a cane;
- b. the stolen items themselves including, but not limited to, laptops, jewelry, credit

cards, and other proceeds;

c. as well as evidence of the commission of the crimes of Burglary in the Second Degree and related crimes, including but not limited to:

d. currency and other evidence of proceeds from a string of burglaries including but not limited to stored electronic communications, data, information and images contained in computer disks, CD ROMs and hard drives, tending to demonstrate cash transactions or financial transfers derived from the possession of cash currency, money orders, bank receipts, stocks, bonds, bills and receipts for goods and services, documents relating to real estate holdings, and any title or registration to motor vehicles, other financial receipts, and records;

e. electronic communication equipment including but not limited to telephone bases and handsets, cellular telephones, answering machines, paging devices and related equipment including but not limited to auxiliary batteries, chargers, and wiring, and stored information, data, and images contained on or in said communication equipment including but not limited to stored names and numbers and recorded messages; and electronic security equipment and devices;

f. evidence of ownership and use of the target premises, or the use of property located therein by any person, including but not limited to keys, telephone bills, utility bills, bank statements, leases, deeds, or rent receipts related to the target premises or other real property, mail addressed to or from the target premises or other documents bearing the address of the target premises, identification bearing the name or photograph of any person, telephone-books, address books, date books, calendars, personal papers, tooth and hair brushes, and videotapes and photographs of persons; It is also requested for evidentiary purposes that this Court grant authorization for law enforcement personnel to videotape and photograph the interior of the target premises; to process the target premises for fingerprints; and to analyze, test, and in any way scientifically process the target premises and all the items seized.

3. With respect to the stored electronic communications, data, information and images contained in computer disks, CD ROMs and hard drives, described above, it is also requested that this Court grant permission to retrieve the above-described communications, data, information, and images, and print them or otherwise reproduce them by converting them or copying them into storage in another device.

4. As set forth below, there is reasonable cause to believe the above described property is stolen and unlawfully possessed, and the above described property constitutes evidence or tends to demonstrate that an offense was committed or that a particular person participated in the commission of said offense.

5. Deponent states the following, based on deponent's conversations with law enforcement, specifically Detective Jose Criollo, shield 4076 of the Midtown North Detective.

6. Deponent states that deponent is informed by Detective Criollo that on

approximately fourteen (14) different occasions between November 30, 2011 and January 19, 2012 an individual entered a residential location and removed property from inside, including ipods, laptops, jewelry, and other personal property. Informant is further informed by individuals known to the District Attorney's Office that on each of these occasions, property was missing from said locations and that defendant did not have permission or authority to enter the above locations, or to take or remove any property.

7. Deponent is further informed that the individual entering said locations was ROBERT JONES, in that on several occasion the individual entering the locations was described as a black male who was using crutches. Furthermore, some of the above incidents, specifically the entry or exit from said buildings, were captured on surveillance video.

8. Deponent is further informed by informant that on one occasion an Apple laptop was taken from a residential location and that said laptop contained a tracking device. Deponent is further informed that around January 24, 2012, said tracking device indicated that said laptop was located and in use on Glenmore Avenue near Schenck Avenue which is less than one block from the target premises.

9. Deponent's basis for believing that the property is in the above location is as follows: I went to the target premises on January 25, 2012 and observed ROBERT JONES sitting on the lower left bunk bed. ROBERT JONES was, at the time, using an Apple laptop which had previously been taken from one of the above residential locations at 409 West 48<sup>th</sup> Street, Apt 3RW. I also saw that ROBERT JONES was using crutches and I observed other laptops and electronics involved in the commission of said crimes.

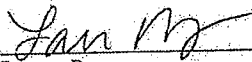
10. Deponent further states that deponent spoke to an individual known to the District Attorney's Office that informant is the manager of the above location and that said individual informed deponent that ROBERT JONES lives in said upstairs front bedroom, that he occupies the lower left bunk, has access to the area near and under his bed, access to the dresser on the left and the closet as well as access to the downstairs common areas including the living room and the kitchen.

WHEREFORE, deponent respectfully requests that the court issue a warrant and order of seizure in the form annexed (i) authorizing a search of the common area (living room and kitchen) and the upstairs front bedroom, specifically the lower left bunk bed as you enter said bedroom, the area under said bed, the area next to and directly adjacent to said bed, the dresser located on the left of the room, the closet in said room, and the area directly adjacent to the closet within 571 Glenmore Avenue, Apartment 2, Brooklyn, New York, ("the target premises"), and (ii) directing that if such evidence is found, it be brought before the Court.

No previous application other than the afore-mentioned and attached search warrant has been made in this matter to any other Judge, Justice, or Magistrate.



Detective  
Robert Hahn



Lauren Perry

APPROVED: Assistant District Attorney

Sworn to before me this  
January 26, 2012



AR2  
28-12  
R. J. K. THIMERALL  
JUDGE

\_\_\_\_\_  
Name of Court Reporter



# EXHIBIT B

Warrant Compartment	
[ 1 Root ]	<b>INCIDENT FILE REPORT</b>
Warrant ( 20120126001750 )	

- INCIDENT INFORMATION

Incident Number: 20120126001750

Type: Warrant

Discovered: 01/26/2012

Task Force:

Reported: 01/26/2012 By: Hahn, Robert

- ADDITIONAL COMMENTS

## Narrative Summary

SAFETNet Number: 20120007574; Warrant/Docket Number: N009S2012

1	Warrant(s)
---	------------

- Type: Local Search Warrant

SAFETNet Number: 20120007574

Obtained: 01/26/2012 By: HON. ARMSTRONG

Signed By: HON. ARMSTRONG

Number: N009S2012

County Issued: New York

Served:

District Attorney: PERRY

## OBJECTIVES

- Stolen Property

## REASONS

- Officer Plain View Observation

## REQUESTING OFFICER

Rank / Name: Detective Hahn, Robert

Agency: NYPD

Identification Number: 906400

Contact Number: (212)767-8415

Command: 018 MTN DET SQUAD

Identification Type: Tax Number

## SUPERVISING OFFICER

Rank / Name: Lieutenant Rivera, Felix

Contact Number: (212)767-8415

[ 1.1 ]	<b>ASSOCIATED LOCATION</b>	
Relationship	Role: Has warrant to enter	Date: 01/26/2012

- LOCATION INFORMATION

Location Type

Residence

Description

Location Name

- STREET ADDRESS

Dir.	Number	Street	Suffix	Suffix Dir.	Unit Indicator	Unit Number
	571	Glenmore	Avenue			
P.O. Box		City		State		Zip Code
		Brooklyn		New York		11207
Country: UNITED STATES						

- DETAILS

County

Kings

Zone

05

County Jurisdiction

Borough

Brooklyn North

Precinct

075

- INTERSECTION / HIGHWAY INFORMATION

[https://idsweb/inv7/templates/PrintPreview/generate\\_PrintPreview.cfm](https://idsweb/inv7/templates/PrintPreview/generate_PrintPreview.cfm)

1/26/2012



WARRANT TRACKING SYSTEM -  
PRE-WARRANT DATA ENTRY FORM  
PD374-143 (8-06 Intel)

**PRE**

THIS FORM MUST BE TYPED

I.D.S. No.: 20120126001750

(Supplied by Intel. Div. - S.D.U.)

This form must be completed in detail before a warrant may be executed. Warrant will not be processed with blanks or omissions on form. If using a C.I., the C.I. number **AND** code name must be entered.

**MAKE NOTE OF I.D.S. NUMBER ON RETURN FAX! ENTER I.D.S. NUMBER IN CAPTION ON POST-WARRANT FORM!**

**REQUESTING OFFICER (Affiant)**

Rank: DET Last Name: HAHN First Name: ROBERT  
Contact No.: 212-767-8415 Pager: 9999999999 Cell Phone: 9999999999 Fax: 212-767-8469  
Agency: NYPD Command: MTN SQD Command Telephone: 212-767-8415  
Shield: 463 Tax Number \*: 906400 Soc. Sec. No. \* (non-NYPD only):

**SUPERVISING OFFICER**

Rank: LT Last Name: RIVERA First Name: FELIX  
Tax \*: 920765 SSN \*: Command: MTN SQD Contact No.: 212-767-8415

\* - The tax number/SSN of the requesting officer and supervising officer are needed to ensure the correct personnel are authorized to access the system, and to update personnel information within I.D.S.

**WARRANT INFORMATION**

Warrant Type: ☐ Arrest Subpoena ☐ Federal Search Warrant  
☐ Federal Seizure Warrant ☐ Grand Jury Subpoena  
☒ Local Search (Select County of Issuance, below)  
☐ State Seizure Warrant ☐ State Subpoena

**Reason for Warrant:**

☐ C.I. Info/C.I. Buy (C.I. # \_\_\_\_\_  
& Code Name: \_\_\_\_\_)  
☐ Investigative Follow-Up  
☒ Officer Plain View Observation  
☐ Other: \_\_\_\_\_  
☐ U/C Buy

Date Applied/Obtained: 01/26/2012 ADA Assigned: ADA LAUREN PERRY

Issuing Judge: HON. ARMSTRONG

SAFETNet No. (required): 20120007574

Warrant / Docket #: N009S2012

**County of Issuance:**

☐ BX ☐ Q  
☐ K ☐ R  
☒ NY

**Warrant Exceptions:**

☐ No Knock  
☐ After Hours  
☐ Other: \_\_\_\_\_

**WARRANT LOCATION (SPECIFIC)**

Location Type: APARTMENT HOUSE

Public Housing?: ☐

**Patrol Borough:**

☐ MN ☒ BN ☐ QN ☐ BX  
Pct.: 075 ☐ MS ☐ BS ☐ QS ☐ SI

Street No.: 571 Street Name: GLENMORE AVENUE Apt No.: 2

City: BROOKLYN State: NY ZIP: 11207

Cross Streets: SCHENCK AVE & HENDRIX STREET County: BROOKLYN

Location Description: 2 STORY PRIVATE HOUSE

**WARRANT OBJECTIVE(S)**

☐ Narcotics ☐ Other (specify in NOTES) ☐ Person ☒ Stolen Property (specify in NOTES) ☐ Weapons

NOTES (specify other warrant type, reason, exception, other objective, stolen property sought, etc.)

WHILE AT LOCATION (571 GLENMORE AVENUE) DET HAHN OBSERVED A APPLE LAPTOP WHICH WAS STOLEN FROM 409 WEST 48 ST (APT# 3RW). IN CONNECTION TO FOURTEEN (14) BURGLARY INVESTIGATIONS.

This form must be faxed to (646) 805-6290. Information/requests WILL NOT be accepted by telephone. Attach copy of warrant.

Call (646) 805-6139 to confirm the receipt of your fax.

**DEF 991**

EXHIBIT "C"



**SEARCH WARRANT PLAN  
PRE-EXECUTION**  
PD 374-150 (5-82) PAGE 1

Date SW Obtained:  
1/26/12

B.O./Case No.

Div. Serial No.

Command  
MTN SQD

Command Serial No.  
2012-02

SW Obtained By: DET IIAHN

From Court (County)

Court Warrant No.

☐ No-Knock  
☐ Night Service

Tactical Plan Ranking Officer in Charge  
LT RIVERA

PERSONNEL	SPECIFIC ASSIGNMENT	SUPERVISED BY	EQUIPMENT	SHOTGUN
LT RIVERA	SUPERVISOR	DI IJAAS		YES NO <input type="checkbox"/> <input checked="" type="checkbox"/>
				AUTO NO. 277
DET THORNTON	SEARCH	LT RIVERA		YES NO <input type="checkbox"/> <input checked="" type="checkbox"/>
				AUTO NO. 277
DET SAGER	RECORDER	LT RIVERA		YES NO <input type="checkbox"/> <input checked="" type="checkbox"/>
				AUTO NO. 277
	HOSPITAL CAR	LT RIVERA		YES NO <input type="checkbox"/> <input checked="" type="checkbox"/>
				AUTO NO.
	HOSPITAL CAR	LT RIVERA		YES NO <input type="checkbox"/> <input checked="" type="checkbox"/>
				AUTO NO.
				YES NO <input type="checkbox"/> <input type="checkbox"/>
				AUTO NO.
				YES NO <input type="checkbox"/> <input type="checkbox"/>
				AUTO NO.
				YES NO <input type="checkbox"/> <input type="checkbox"/>
				AUTO NO.
				YES NO <input type="checkbox"/> <input type="checkbox"/>
				AUTO NO.

Shotgun Authorization By  
NONE

Radio Disp. NTFD  
☒ YES ☐ NO

Officer Assigned "Area" Portable Radio.  
YES

Reconnaissance of Area Performed By  
DET THORNTON/DET SAGER

Potential Hazards - Problems

TARGET PREMISS HAS BEEN SAFEGUARDED CONTINUALLY FOR 24 HOURS

LOCATION	Exact Address of Building 571 GLENMORE AVENUE		Floor 2ND	Apt. No. 2	
	Distinctive Markings - Location of Address Number MARKED ABOVE FRONT DOOR				
	Exterior Door Construction - Distinctive Markings WOODEN DOOR (UNLOCKED)	Alarm <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	Peep Hole <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	Locks <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	Fire Escape <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
NOTIFICATION	Interior Door Construction - Distinctive Markings NONE	Alarm <input type="checkbox"/> YES <input type="checkbox"/> NO	Peep Hole <input type="checkbox"/> YES <input type="checkbox"/> NO	Locks <input type="checkbox"/> YES <input type="checkbox"/> NO	Rear Exit <input type="checkbox"/> YES <input type="checkbox"/> NO
	Indicate Public Information Officer, Outside Agencies e.g. IAD, IRS, Housing Police, etc.				

DISTRIBUTION-WHITE: UNIT CASE FOLDER BLUE: TEAM CASE FOLDER PINK: DIV. OFFICE BUFF: SEARCH WARRANT FILE

DEF 992



# EXHIBIT "D"

## NYPD Complaint Follow-up Informational System

### INDEX SHEET



PD-113-140(190-95)-h2

COMPLAINT #: 2012-018-000324

CASE #: 2012-126

ITEM NO.	DATE	ITEM (Include brief description of item/subject matter)
1	01/11/2012	(ECT CONFERRAL) ECT REPORT
2	01/11/2012	(INTERVIEW) [REDACTED]
3	01/11/2012	(INTERVIEW) MOS
4	01/13/2012	(CANVASS) VIDEO CANVASS NORTH AND SOUTH ON 9 AVENUE FROM THE INTERSECTION OF W44 & 9 AVE
5	01/13/2012	(Other Attachments) PATTERN 2012-4 WANTED POSTER FOR MTN PATROL
A	01/13/2012	(Other Attachments) PATTERN 2012-4 WANTED POSTER FOR MTN PATROL
6	01/16/2012	(CANVASS) VIDEO CANVASS AT 647 AVENUE
7	01/17/2012	CONTACT TLC
8	01/19/2012	(Other Attachments) TLC TAXI INVESTIGATION REPORT
B	01/19/2012	(Other Attachments) TLC TAXI INVESTIGATION REPORT
9	01/20/2012	(WANTED FLYER) RESIDENTIAL BURGLARY WANTED FLYER
C	01/20/2012	(WANTED FLYER) RESIDENTIAL BURGLARY WANTED FLYER
10	01/20/2012	CONTACT NYS PAROLE
11	01/20/2012	(Other Attachments) CONATCT TAXI DRIVERS
D	01/20/2012	(Other Attachments) CONATCT TAXI DRIVERS
12	01/20/2012	(Other Attachments) CASE PHOTOS
E	01/20/2012	(Other Attachments) CASE PHOTOS
13	01/20/2012	RTTC 170 UITICA AVENUE ADDRESS SEARCH
14	01/20/2012	(INTERVIEW) TAXI CAB # 9C16 DRIVER [REDACTED]
15	01/24/2012	(WANTED FLYER) RESIDENTIAL BURGLARY ←
F	01/24/2012	(WANTED FLYER) RESIDENTIAL BURGLARY
16	01/26/2012	(ARREST) ROBERT JONES ←
17	01/26/2012	(WANTED FLYER) ARREST OF ROBERT JONES
G	01/26/2012	(WANTED FLYER) ARREST OF ROBERT JONES
18	01/26/2012	(LINE UP) LINE-UP WITH SUBJECT ROBERT JONES NYSID # 04757650Q
H	01/26/2012	(LINE UP) LINE-UP WITH SUBJECT ROBERT JONES NYSID # 04757650Q ←
19	03/22/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
I	03/22/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
20	03/30/2012	(DNA HIT) DNA HIT
21	03/30/2012	(DNA HIT RESULT) DNA HIT RESULT
J	03/30/2012	(DNA HIT RESULT) DNA HIT RESULT
22	04/05/2012	(DNA HIT) DNA HIT
23	04/05/2012	(DNA HIT RESULT) DNA HIT RESULT
K	04/05/2012	(DNA HIT RESULT) DNA HIT RESULT
24	04/05/2012	(DNA HIT) DNA HIT
25	04/05/2012	(DNA HIT RESULT) DNA HIT RESULT
L	04/05/2012	(DNA HIT RESULT) DNA HIT RESULT
26	04/29/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
M	04/29/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
27	05/01/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
N	05/01/2012	(DNA ANALYSIS REPORT) DNA ANALYSIS REPORT
28	11/08/2012	(CLOSING) CLOSING CASE 126 A-1 / LAUREN PEERY IS THE ADA ASSIGN.



				COMPLAINT - FOLLOW UP INFORMATIONAL REPORT - CANVASS		Crime/Condition BURGLARY	Command 243-MTN DET SQUAD Date of This Report 01/24/2012
Date of UF61 01/20/2012	Date Case Assigned 01/22/2012	Complaint No. 2012-018-00534	Case No. - 214	Unit Reporting SQUAD	Follow-Up No. 6		
Reference Case No 2012 - 105		Command 243-DET SQD. MAN-MTN			Complaint No 2012- 18- 323		
Complainant's Name M [REDACTED]		Address [REDACTED]			Apt No. [REDACTED]		
Nickname/Alias/Middle Name NONE							
Sex [REDACTED]	Race [REDACTED]	Date of Birth [REDACTED]	Age [REDACTED]				
Home Telephone [REDACTED]		Business Telephone [REDACTED]		Cell Phone [REDACTED]	Beeper # [REDACTED]	E-Mail Address [REDACTED]	
Activity Address Location NYC		Street [REDACTED]	City BROOKLYN	State NY	Zip [REDACTED]	Apt # [REDACTED]	
Cross Street [REDACTED]		Intersection of SCHENCK AVENUE and GLENMORE AVENUE - NORTH EAST CORNER				Premise Type [REDACTED]	
Activity Date 01/24/2012				Activity Time 10:00			
Topic/Subject: (CANVASS) CANVASS FOR STOLEN LAPTOP							
Summary of Investigation: 1. On January 24, 2012, at approximately 1000HRS I CONDUCTED A CANVASS IN THE CONFINES OF THE 75PCT IN REGARDS TO THE C/V STOLEN LAPTOP. THIS CANVAS WAS CONDUCTED ALONG SCHENCK AVE BETWEEN GLENMORE AVE AND LIBERTY AVE. THIS AREA IS IN THE VICINITY OF 581 GLENMORE AVE. WHERE THE C/V LAPTOP WAS ACTIVATED AT APPROX 0830HRS THIS MORNING.  2. THE FOLLOWING BUILDINGS WERE CANVASSED: 263 SCHENCK AVE - DOLORES SHAW, F/B, 70YRS OLD, LIVES ALONE AND DOES NOT OWN A LAPTOP. MISS SHAW DOES NOT ASSOCIATE WITH ANY OF THE PEOPLE OUT ON HER BLOCK. 259 SCHENCK AVE - BO, LAST NAME REFUSED, M/B, 65YRS OLD, STATES THAT HE LIVES ALONE AND OWNS A HOME COMPUTER BUT NO LAPTOP. 245 SCHENCK AVE - NO ANSWER 254 SCHENCK AVE - NO ANSWER 246 SCHENCK AVE - NO ANSWER 256 SCHENCK AVE - NO ANSWER 247 SCHENCK AVE - NO ANSWER 258 SCHENCK AVE - NO ANSWER 252 SCHENCK AVE - NO ANSWER 260 SCHENCK AVE - NO ANSWER							
Reporting Officer:	Rank DT2	Name KEVIN HOMAN		Tax Reg. No. 883305	Command 243-MTN DET SQUAD		
Reviewing Supervisor:	Manner of Closing -	Date Reviewed 01/26/2012	Date of Next Review	Name JAMES DUKE	Supv. Tax No. 902752		

# EXHIBIT "E"

B#

(E)

571 GLENMORE AVE BROOKLYN NY - Google Maps

Page 1 of 1

To see all the details that are visible on the screen, use the "Print" link next to the map.

Google



Part A

[http://maps.google.com/maps?hl=en&q=571+GLENMORE+AVE+BROOKLYN+NY&gbv=2&gs\\_upl=18...](http://maps.google.com/maps?hl=en&q=571+GLENMORE+AVE+BROOKLYN+NY&gbv=2&gs_upl=18...) 1/26/2012

DEF 997

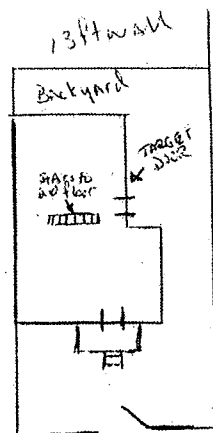


SEARCH WARRANT PLAN  
PRE-EXECUTION  
PID 374-150 (5-82)

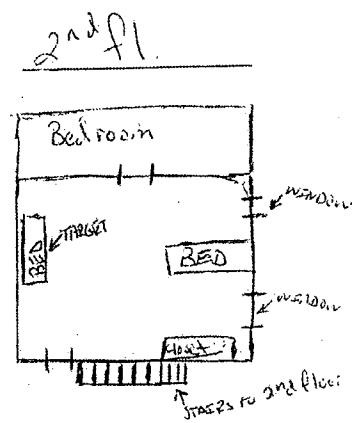
PAGE 2

B.O./Case No.	Div. Serial No.	Command	Command Serial No.
2012-105		MTN SQD	2012-02

DIAGRAM: (Include Exterior Street Area, Hallway and Apartment Layout. Indicate Expected Position of Personnel)



Part A



Part B

DETAILS OF MANNER OF EXECUTION:

IF ADDITIONAL SPACE NEEDED - USE COMPLAINT FOLLOW-UP INFORMATIONAL PD 313-0818

SUPERVISOR PREPARING PLAN		APPROVING SUPERVISOR	
Rank and Name - Printed	Signature	Rank and Name - Printed	Signature
CT. Rivera	[Signature]		

DISTRIBUTION - WHITE: UNIT CASE FOLDER BLUE: TEAM CASE FOLDER PINK: DIV. OFFICE BUFF: SEARCH WARRANT FILE

# EXHIBIT "F"

## ARREST DATA DISPLAY

AO Name: JAMES MEEHAN

AO Contact:

Arrest ID:

M12608324

Def. Name:

JONES, ROBERT



1306957

D-Rate Appr

Print Name

## DEFENDANT

Name	NYSID	Sex	Race	DOB	Birth Pl	Address	Age
JONES, ROBERT	04757650Q	M	BLACK	01/11/1964	NY	571 GLENMORE AVE BROOKLYN, NY 10019	47

## ARREST

Date	Time	Location	Precinct	DAT Return Date	Arrest Processing Type
01/27/2012	08:50	357 WEST 35 ST NYC, NY 10	MTS PCT		Online Arrest

## AO

Name	Rank	Department	Command	Tax Number	Shield
JAMES MEEHAN	DT3	N.Y. POLICE DEPT.	MTS DET	906807	06445

## CHARGES

Law Code	Attempt	Counts	Category	Class	Charge Order
PL 1402502		0001	F	C	1
PL 1654000		0001	M	A	2

## COMPLAINT

Complaint Number (UF61)	Report Date	Occurrence Date	Occurrence Time	Occurrence Place
2011-014-014341	1/27/2012 11:46:03 AM	12/26/2011	15:00	616 9 AVE ■ NYC, NY

## OMNI NARRATIVE

AT T/P/O DEFT DID UNLAWFULLY ENTER A RESIDENTIAL DWELLING AND HE DID REMOVE PROPERTY WITH OUT PERMISSION OR AUTHORITY TO DO SO. DEFT WAS FOUND TO BE IN POSSESSION OF STOLEN PROPERTY.

## COMPLAINANT

Last Name	First Name	Race	Address	Phone	Def-Vict Cohab	Vict Age	Vict Sex
		WHITE			N	28	MALE

## VOUCHERS

## ARREST ALERT GROUP(s)

Category: Group	Tracked NYSID	Contact	Note
Parole: Parole	04757650Q	Strykers-Santiago, Estelle	
Precincts - MTN Pct.: MTN Recidivists (General)	04757650Q	Pearson, Heather	

## INSTRUCTIONS

Instructions to ECAB from Arrest Alert System:

ON PAROLE. Please contact Area Office 'BROOKLYN V' at 7185237048 Senior Parole Office Name: 'JEFFERIES, JAMES' Parole Office Name: 'HOWARD, VANESSA' (Please see DANY Case Services for parole officers' cell phone numbers.) --

FORENSIC BIOLOGY - Case Contacts		
DATE EFFECTIVE 3/12/2010	APPROVED BY Eugene Lien	PAGE 1 of 1

Date	Time	Initials	Communication	Name	Agency
3/21/12	0820	SAS	sent e-mail to	'DNALabs@dany.nyc.gov'	MDAO

Good morning,

I am making a request for a reference sample for the following case in order to compare it to DNA results:

Complaint#

Case type

FB#

Complainant/Entity

Suspect Information

Comparison sample(s) needed

2011-014-14341 BurglaryFB12-00490 ← c/v

Robert Jones

Arrest No: M12608324 ←

NYSID No: 04757650Q c/v

The Forensic Biology analyst assigned to this case is: Shannon Soltysiak, 212-323-1352.

If you are unable to obtain a sample please let us know as soon as possible (no later than two weeks from the date of this email) so the case can be completed.

Thank you,

Shannon Soltysiak

Date	Time	Initials	Communication	Name	Agency
3/21/12	1121	SAS	called	Sergeant Simona	FID LU

Called Sergeant Simona to tell him that we have a mixture of DNA from handle of the knife and that the DA's office was contacted for and elimination sample from the c/v. I told him that the sample would likely be available only for comparison as it was a mixture of at least 3 people. I told him we were still awaiting the dup of the sample and that there was a chance that it may be unsuitable for comparison because of the number of contributors. I also told him we have a sample for Robert Jones which is currently being typed (as FB12-S0144). ←

Date	Time	Initials	Communication	Name	Agency

Date	Time	Initials	Communication	Name	Agency

1200490x

FB12-00490

DEF 826

Det Jones Meehan tef ID# 906807

ECT MOS Reporting (Rank, Name)				Command		Tax No.	
PO Smith				ECT-PBMS			
ECT Run No.		Date Response Requested		Time Response Requested		Date Arrived At Scene	
2011-2383		12/26/11		2030		12/26/11	
Address of Occurrence				Type of Premises			
616 9th Ave Apt [redacted]				Residential			
Describe Location				Weather Conditions		Scene Lighting	
Apartment				Clear		Indoor	
Offense(s)				Complaint No. (Year-Pot.-No.)			
Burglary				2011-014-14341			
Name of Victim				Date of Birth		Injured? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
[redacted]				[redacted]		If Yes, Hospital Removed To N/A	
Evidence <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Prints Lifted? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Was Evidence Recovered as a Result of Search Warrant? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		Was Evidence Vouchered? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
Total No. Of Vouchers				0			
Voucher No(s).							
1. N/A		2. N/A		3. N/A		4. N/A	
5. N/A		6. N/A		7. N/A		8. N/A	
Processed Vehicle Make/Model				Year		Lic. Plate No.	
N/A				N/A		N/A	
State				VIN No.		N/A	
Name		Date of Birth		Arrest No.		Pct.	
1. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
2. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
3. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
4. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
5. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
6. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
7. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	
8. <input type="checkbox"/> Arrested <input checked="" type="checkbox"/> Suspect		Unk		Unk		Unk	

Details: Include Method of Operation (Means of Entry, Tools Used, Property Handled, Descriptions, etc.) and Other Pertinent Information  
Video available. C/V states inside of 616 9th Ave an unknown person did enter and stole two laptops, US cash \$600, a kindle and a desk top. Dusted front door handle, chair, room door handle, bottle opener, desk, dresser drawers and window with no lifts recovered. Det Scollard on scene. PO Hemme # [REDACTED] on scene reporting.

[illegible]

ECT MOS Reporting Signature		Tax No.	Date
			12/26/11
Dpt. Supv. Supervisor (Rank, Name Printed)	Dpt. Supv. Signature	Tax No.	Date
Get Leonard Lee			12/26/11
ECT Supervisor (Rank, Name Printed)	ECT Supv. Signature	Tax No.	Date

DISTRIBUTION: White - CCMF Forensic Biology Unit Blue - Assigned Investigator Green - Police Laboratory  
 Buff - FBI Pink - Latent Print Section

**DEF 688**





**NYPD PETS** PROPERTY and EVIDENCE  
TRACKING SYSTEM  
Property Clerk Invoice  
PD 521-141 (Rev. 11/09)



Invoice No. **1000119637**

Invoicing Command  
**14TH PCT(MTS)**

Invoice Status  
**OPEN**

Invoice Date  
**01/12/2012**

Property Type  
**GENERAL PROPERTY**

Property Category  
**DNA INVESTIGATORY**

Officers	Rank	Name	Tax No.	Command	
Invoicing	DT3	MEEHAN, JAMES	[REDACTED]	MTS DET SQUAD	→
Arresting	N/A				→
Investigating	DT3	MEEHAN, JAMES	[REDACTED]	MTS DET SQUAD	
Det Squad Supervisor	SDS	PANZARELLA, PHILLIP	[REDACTED]	MTS DET SQUAD	
CSU/ECT Processing	N/A				

OCME, EU No. **12-M01400** 1-27-12  
OCME, FB No. **12-004907N** 1/27/12  
Police Lab Evid. Ctr. No.  
Det Sqd. Case No. **3934**  
CSU/ECT Run No. **N/A**

Item	Total QTY	Article(s)	PETS No.	Pkg. QTY	Disposition
1	1	KNIFE → COLOR: CHROME/STAINLESS STEEL BLACK HANDLE	5028405	1	

**REMARKS:**

Date Of Incident	Penal Code/Description	Crime Classification	Related To	Receipt
12/26/2011	140.25/BURGLARY	FELONY	N/A	REFUSED

Prisoner(s) Name	D.O.B.	Age	Address	Arrest No./Summons No.	NYSID No.
------------------	--------	-----	---------	------------------------	-----------

Name	Tax No.	Address	Phone No.
Finder(s)		[REDACTED]	[REDACTED]
Owner(s)		UNKNOWN	
Complainant(s)		[REDACTED]	[REDACTED]

→ Complaint No. **2011-014-14341** ←  
Related Comp No.(s) **N/A**  
Aided/Accident No.(s) **N/A**  
Related Invoice(s) **N/A**

Approvals	Rank	Name	Tax No.	Command	Date	Time
Entered By	DT3	MEEHAN, JAMES	[REDACTED]	MTS DET SQUAD	01/12/2012	09:52
Invoicing Officer	DT3	MEEHAN, JAMES	[REDACTED]	MTS DET SQUAD	01/12/2012	10:30

Det. James Meehan  
Approved By SDS PANZARELLA, PHILLIP  
[Signature]  
MTS DET SQUAD 01/12/2012 10:30

2012-005223



CMD/AGCY:014



Invoice No. **1000119637**

Property Clerk Copy  
printed: 01/12/2012 10:33

PCD Storage No. --

Page No. 1 of 1

Rec'd by  
G. Guebara  
1 box 1-27-12

FB12-00490

**DEF 818**



NEW YORK CITY POLICE DEPARTMENT  
POLICE LABORATORY  
CRIMINALISTICS SECTION

LABORATORY REPORT

LABORATORY # 2012-005223  
LABORATORY REPORT # 1  
COMPLAINT # 2011-014-14341  
VOUCHER # 1000119637

VOUCHERED BY: DT3 JAMES MEEHAN Tax#906807 Command: 241

DEFENDANT(S):

DATE SUBMITTED: 01/13/2012  
DATE ASSIGNED: 01/25/2012  
DATE PREPARED: 01/30/2012

TYPE OF ANALYSIS: LATENT PRINT DEVELOPMENT

DESCRIPTION OF EVIDENCE

EVIDENCE PRESENT AS ITEMIZED ON VOUCHER: ☒ YES ☐ NO (SEE REMARKS)

Voucher Item#	Lab Item #	Qty	Description
1	1	1	Black handled knife

RESULTS OF EXAMINATION/ANALYSIS

No latent prints for identification or comparison purposes were developed on the following lab item(s): 1.

Possible DNA evidence was collected from the following lab item(s) and will be forwarded to the Office of the Chief Medical Examiner. These items were vouchered under Laboratory Supplemental Invoice number(s) 2004888.  
Item # 1.1 One swab from edges of knife handle

REMARKS

The evidence will be forwarded to the Evidence Control Desk.

THE RESULTS ARE THE OPINIONS / INTERPRETATIONS / CONCLUSIONS OF THE UNDERSIGNED.

I HEREBY CERTIFY THAT I TESTED/EXAMINED/ANALYZED THE ABOVE DESCRIBED ITEM(S) AND THAT THIS REPORT IS AN ORIGINAL REPORT MADE BY ME. FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS "A" MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE NEW YORK STATE PENAL LAW

CRIM IB  
DATE/TITLE

Shanley K. Young  
NAME

SIGNATURE

355517  
TAX #

01/30/2012  
DATE PREPARED

01/30/2012  
DATE ISSUED

Page 1 of 1

PDU; SGT, LACALAMITA, MTS PCT.; AND ECT ALL NOTIFIED AND RESPONDED. CANVASS CONDUCTED WITH NEGATIVE RESULTS.			
SEALED		SEALED	
No NYC TRANSIT Data for Complaint # 2011-014-14341 ←			
SEALED		SEALED	
Total Victims: 1	Total Witnesses: 0	Total Reporters: 1	Total Wanted: 0
VICTIM: # 1 of 1		Name: DZIARMAGA, THOMAS ←	Complaint#: 2011-014-14341 ←
Nick/AKA/Maiden: UMOS: NO Sex/Type: MALE Race: WHITE Age: 28 Date Of Birth: [REDACTED] Disabled? NO Is this person not Proficient in English?: NO If Yes, Indicate Language: N.Y.C.H.A Resident? NO Is Victim fearful for their safety / life? Escalating violence / abuse by suspect? Were prior DIR's prepared for CIV?		Gang/Crew Affiliation: NO Name: Identifiers: Will View Photo: NO Will Prosecute: YES Notified Of Crime Victim Comp. Law: NO	
LOCATION ADDRESS CITY STATE/COUNTRY ZIP APT/ROOM HOME-PERMANENT 616 9 AVENUE MANHATTAN NEW YORK 2F			
Phone #: CELL: 412-478-7616 E-MAIL: TDZIARMA@GMAIL.COM ←			
Action against Victim:		Actions Of Victim Prior To Incident: OUT OF APARTMENT	
Victim Of Similar Incident:		If Yes, When And Where	
SEALED		SEALED	
REPORTER: # 1 of 1		Name: DZIARMAGA, THOMAS	Complaint #: 2011-014-14341 ←
Nick/AKA/Maiden: Sex/Type: MALE Race: WHITE Age: [REDACTED] Date Of Birth: [REDACTED] Is this person not Proficient in English?: NO If Yes, Indicate Language:		Gang/Crew Affiliation: NO Name: Identifiers: Relationship To Victim:	
Location Address City State/Country Zip Apt/Room HOME-PERMANENT [REDACTED]			
Phone #: [REDACTED]			
SEALED		SEALED	
ARRESTS:		Complaint # 2011-014-14341 ←	
Arrest ID Status Defendant Name Sex Race AGE Arrest Date M12608324 SEALED JONES, ROBERT MALE BLACK 48 01/27/2012 ←			
SEALED		SEALED	

7

FB12-00490

EVIDENCE RECEIVED:

ITEM	VOUCHER	DATE RECEIVED	DESCRIPTION
1*	1000119637	1/27/12	black-handled knife from "on desk in apartment"
2*	Z004888	1/27/12	swab of "edges of knife handle"

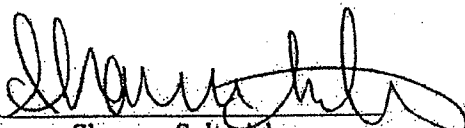
DISPOSITION:

The following items will be retained in the laboratory:

DNA extracts from samples and controls tested

\*Samples collected from this item or the submitted swab was consumed.

The remainder of the evidence will be returned to the OCME Evidence Unit.

Analyst:   
Shannon Soltyslak  
Criminalist III

Administrative Review Date: 04/13/12

Administrative Reviewer: MEK

Det James Meehan #6485  
use sample collected from cap  
on knife

# EXHIBIT "G"

Injuries			
No.	Person Injured	Extent of Injury	Treatment (Hospital / # of days)

Vouchers					
No.	Voucher No./ Voucher Type	Item	Associated With	From Where	Recovered By

911 Tape	
No.	Defendant

Supplementary Facts	

→ Covers arrest #s:  
M12608247, M12608253, M12608269, M12608196, M12608181, MM12608259, M1260826, and M12608257

STATEMENTS:

-none.  
-I'M NOT GOING TO SAY ANYTHING BECAUSE I'M GOING TO INCRIMINATE MYSELF. I WANT A LAWYER.

irt Do you want to go to the hospital 11:00am 1/27 I SUFFER FROM MENTAL ILLNESS. THAT'S THE REASON FOR ALL OF THIS.

IDs:

-3 people saw line-up  
-1 negative id.  
-2 hits, [REDACTED]

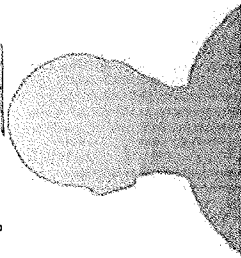
1) Dec. 26, video, knife recovered, nano recovered from D's house  
2) Jan. 11,



JONES, ROBERT

NYSID : 04757680Q  
Fax Num : M0005328  
Court Part : APAR3  
Docket Num : 2012NY007849

Custody Time : 16 hrs 5 mins  
Arraignment Time : 16 hrs 5 mins



MALE/ BLACK/ 48

M12608324

Arrest Precinct : 14

Arrest Officer : MEEHAN, JAVIES  
AO Command : 241  
AO Taxis : 906607  
AO Rank : DT3  
AO Dept :

Status : REARRST  
Current Lodging : MFI FEEDER PEN  
Top Charge : PL 140.25 02  
Notes On File : YES

#### Arraignment Status

Activity Name	Start/Date/Time	End/Date/Time
ARREST	01/27/2012 0850	
RECORD CREATE	01/27/2012 0859	
NYSID	01/27/2012 1131	
DNA BANNER	01/27/2012 1131	01/27/2012 1131
PAPERWORK READY	01/27/2012 1454	
AO RELEASE	01/27/2012 1454	
COMPLAINT SWORN	01/27/2012 1454	
POLICE READY	01/27/2012 1454	
COMPLAINT	01/27/2012 1639	
RECEIVED		
BREAKDOWN	01/27/2012 1904	
PACKAGE TO COURT		
DOCKETED	01/27/2012 1948	
IRIS CAPTURED	01/27/2012 1806	
ARRAIGNMENT	01/28/2012 0055	
CLOSED		
DA WALK-THROUGH	01/28/2012 0055	
REARRST	01/26/2012 2300	

Grouped Arrests

JONES, ROBERT | M12608324

#### Lodging Status/History

Lodging Name	Start/Date/Time	End/Date/Time
014 PRECINCT	01/27/2012 0850	01/27/2012 1526
MALE HOLDING (MMH)	01/27/2012 1526	01/27/2012 2210
SPECIAL HOLDING (MPD)	01/27/2012 2210	01/27/2012 2210
SPECIAL HOLDING (MPD)	01/27/2012 2210	01/27/2012 2210
MFI FEEDER PEN	01/27/2012 2315	01/27/2012 2315
MFI FEEDER PEN	01/27/2012 2315	

#### Charges

Law Code	Category	Charge Class	Degree
PL 140.25 02	F	C	2
PL 160.40	M	A	5

ARREST 01/27/2012 0850	RECORD CREATE 01/27/2012 0859	NYSID 01/27/2012 1131	DNA BANNER 01/27/2012 1131
PAPERWORK READY 01/27/2012 1454	AO RELEASE 01/27/2012 1454	COMPLAINT SWORN 01/27/2012 1454	POLICE READY 01/27/2012 1454
COMPLAINT RECEIVED 01/27/2012 1639	BREAKDOWN 01/27/2012 1904	PACKAGE TO COURT Missing	DOCKETED 01/27/2012 1948
IRIS CAPTURED 01/27/2012 1806	ARRAIGNMENT CLOSED 01/28/2012 0055	DA WALK-THROUGH 01/28/2012 0055	REARRST 01/26/2012 2300

# EXHIBIT <sup>al</sup>H<sup>11</sup>





REQUEST FOR LABORATORY  
EXAMINATION REPORT  
PD 521-165(Rev.01-09)

RFL# 99000019253

Type Of Evidence <b>DNA</b>							
Priority Designation <b>ROUTINE</b>	Property Clerk Invoice No. <b>1000126451</b>		Date Of Invoice <b>01/27/2012</b>		Date Of This Report <b>01/27/2012</b>	Detective Case No. <b>126</b>	
Officers	Rank	Name	Tax No.	Command	Phone No.	Team/RDO	Email ID
Investigating	DT3	CRIOLLO,JOSE	925138	MTN DET SQUAD			
Responding Officer		N/A					
Arresting	DT3	CRIOLLO,JOSE	925138	MTN DET SQUAD			
Detective Supervisor	SDS	DUKE,JAMES	902752	MTN DET SQUAD			
Evidence Collector	DT3	CRIOLLO,JOSE	925138	MTN DET SQUAD			
Medical Examiner No.	N/A						
Offense(s)	<b>BURGLARY</b>						
Complainant/Victim	D.O.B.	Date/Time Of Occurrence	Complaint No.	Address Of Occurrence		Type Of Premises	
[REDACTED]	[REDACTED]	<b>01/11/2012 17:45</b>	2012-018-324	403, WEST 44 STREET, MANHATTAN, NY, US		RESIDENCE - APT. HOUSE	

Invoice Item Number	<b>1</b>		
Description of Evidence	<b>GENERAL PROPERTY [CONTAINERS] [CUP] <u>WHITE FOAM CUP</u></b>		
Analysis Exam No.	Specific Reason For Requesting The Examination Analysis Or Comparison Be Performed		Probative Value
<b>7-DNA - ANALYSIS TO IDENTIFY THE SOURCE OF</b>	<b><u>ASSIGN INVESTIGATOR DET CRIOLLO IS REQUESTING A DNA</u></b>		<b>PROBATIVE</b>

FOR LABORATORY USE ONLY	OCME-EU No.	Police Laboratory No.
-------------------------	-------------	-----------------------

Cup DNA compared to Hat DNA

DEF 1094



REQUEST FOR LABORATORY  
EXAMINATION REPORT  
PD 521-165(Rev.01-09)

RFL# 99000019263

THE BIOLOGICAL MATERIAL ON AN EVIDENCE  
ITEM OR DNA TYPING OF A REFERENCE SAMPLE → COMPARISON OF THE WHITE FOAM CUP INVOICE 1000126461 TO  
→ THE DNA RECOVERED AT THE SCENE OF RESIDENTIAL  
BURGLARY INVOICE # 1000119413.

Exact Location Where Evidence Was Collected/Recovered

Suspected Type Of Biological Evidence

Biological Bag No.

→ EVIDENCE WAS RECOVERED BY DET CRIOLLO AT THE  
MTN SQUAD OFFICE

1600028973

Field Processed?

Compare this item no. 1 to Inv. No. - Item:

Was DNA Evidence collected from a residential home/apartment owned/leased by any of the suspects/arrestees?

NO

Suspect/Arrestee: N/A

Was DNA Evidence collected from a motor vehicle owned/leased by the suspects/arrestees?

NO

Suspect/Arrestee: N/A Year: Make Model Color:

Details

TAX ID # 925138 01/27/2012 19:36 :

ASSIGN INVESTIGATOR IS REQUESTING A COMPARISON OF THE DNA LEFT BY SUBJECT

Collector of Evidence

Printed: 01/27/2012 20:21

RFL# 99000019263

DEF 1099



**NYPD PETS** PROPERTY and EVIDENCE  
TRACKING SYSTEM  
Property Clerk Invoice  
PD 521-141 (Rev. 11/09)

Invoice No. **1000126451**

Invoicing Command  
**18TH PCT(MTN)**

Invoice Status  
**OPEN**

Invoice Date  
**01/27/2012**

Property Type  
**GENERAL PROPERTY**

Property Category  
**DNA INVESTIGATORY**

Officers	Rank	Name	Tax No.	Command	
Invoicing	DT3	CRIOLLO, JOSE	925138	MTN DET SQUAD	OCME Ed. No.
Arresting	DT3	CRIOLLO, JOSE	925138	MTN DET SQUAD	OCME FB No.
Investigating	DT3	CRIOLLO, JOSE	925138	MTN DET SQUAD	Police Lab Evid. Ctr. No.
Det Squad Supervisor	SDS	DUKE, JAMES	902752	MTN DET SQUAD	Det Sqd. Case No. <b>126</b>
CSU/ECT Processing	N/A				CSU/ECT Run No. <b>N/A</b>

Item	Total QTY	Article(s)	PETS No.	Pkg. QTY	Disposition
1	1	CUP WHITE FOAM CUP	1600028973	1	

**REMARKS:**  
925138 01/27/2012 19:24 : ATTEMPTING TO IDENTIFIED A BURGLARY SUSPECT. CUP WAS USED BY SUBJECT ROBERT JONES NYSID # 04757660Q TO DRINK WATER.  
925138 01/27/2012 19:56 : ATTEMPTING TO IDENTIFIED A BURGLARY SUSPECT. WHITE FOAM CUP WAS USED BY SUBJECT ROBERT JONES NYSID # 04757660Q TO DRINK WATER.

Date Of Incident	Penal Code/Description	Crime Classification	Related To	Receipt
01/11/2012	14025/BURGLARY	FELONY	N/A	REFUSED

Prisoner(s) Name	D.O.B	Age	Address	Arrest No./Summons No.	NYSID No.
1 JONES, ROBERT	01/11/1964	48	571 GLENMORE AVENUE, A2, BROOKLYN, NY- M12608196		04757660Q

	Name	Tax No.	Address	Phone No.
Finder(s)	CRIOLLO, JOSE	925138	1 POLICE PLAZA NEW YORK, NY 10038.	212-767-8415
Owner(s)	JONES, ROBERT		571 GLENMORE AVENUE, A2, BROOKLYN, NY- 11207	

Complainant(s)	S [REDACTED] K [REDACTED]
----------------	---------------------------

Complaint No **2012-018-324**  
Related Comp No.(s) **N/A**  
Aided/Accident No.(s) **N/A**  
Related Invoice(s) **N/A**

PCD Storage No. --

Page No. 1 of 3

ADA Copy  
printed: 01/27/2012 20:20

Invoice No. **1000126451**

**DEF 1100**

# EXHIBIT "I"

## APPENDIX

### Background to DNA Testing

DNA (Deoxyribo-Nucleic Acid), the inherited genetic material found in cells, contains markers which can differ from person to person. DNA testing can determine these genetic markers and compare biological samples from different individuals.

Alternative forms of DNA markers are called **alleles**. Alleles are found at specific areas, or locations, of the DNA called **loci** (singular, **locus**).

**STR** (short tandem repeat) loci contain alleles with a variable number of short repeating segments. Each STR allele can be described using a number which represents its number of repeats. A **DNA profile** is the series of numbers describing the DNA alleles found at an individual's STR DNA loci.

### DNA Testing

DNA testing involves several steps, including DNA extraction, DNA quantitation, PCR/DNA amplification, and analysis of the resulting DNA alleles.

**DNA extraction** recovers DNA from biological samples such as blood, bone, hair, saliva, semen, and skin cells.

**Differential extraction** is designed to physically separate the DNA in epithelial cells from the DNA in sperm cells, in samples which potentially contain a mixture of sperm and other cell types. As a result, separate "epithelial cell," "sperm cell," and "swab (or substrate) remains" DNA fractions are generated. Incomplete separation can occur and fractions may contain both sperm DNA and epithelial cell DNA.

**DNA quantitation** measures the amount of DNA extracted from samples by using a technique called quantitative real time polymerase chain reaction (qRT-PCR). If sufficient DNA is detected, DNA amplification and analysis can be attempted.

The PCR (polymerase chain reaction) technique produces large amounts of DNA from small starting amounts of DNA by repeated cycles of copying the DNA loci (**DNA amplification**); after amplification the alleles present in the sample are identified.

PCR DNA testing for STRs uses the Applied Biosystems AmpFISTR Identifiler PCR Amplification Kit with 28 amplification cycles (**Identifiler 28**) or 31 amplification cycles (**Identifiler 31**). Each STR locus tested in the Identifiler Kit contains between 8 and 32 identifiable alleles. The Identifiler Kit also tests the Amelogenin locus, which is used to determine the sex origin of a sample.

Y-chromosome STRs (**Y-STR**) are male-specific STRs, not present in females, that are inherited from father to son, and should be identical for all male relatives of the paternal line. For example, brothers who share the same father will have the same Y-STR type. PCR DNA testing for Y-STRs uses the Promega Power Y kit with 30 cycles.

FB12-S0144

Robert Jones

**EVIDENCE RECEIVED:**

ITEM	VOUCHER	DATE RECEIVED	DESCRIPTION
1	1000126451	1/30/12	cup submitted for Robert Jones

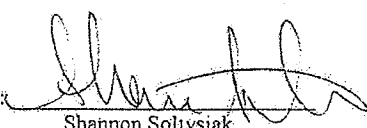
**DISPOSITION:**

The following items will be retained in the laboratory:

DNA extracts from samples and controls tested

The remainder of the evidence will be returned to the OCME Evidence Unit.

Analyst:

  
Shannon Solysiak  
Criminalist III

Administrative Review Date: 05/01/12

Administrative Reviewer: MEK

FB12-S0144

Robert Jones

The DNA donor to the cup submitted for Robert Jones does not match any other PCR (STR) DNA profiles in the local OCME database to date.

Further analysis could be done upon submission of an oral swab from the suspect. Further analysis will require approximately 60 days.

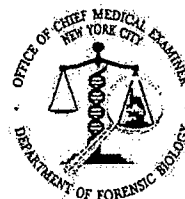
The profile of the DNA donor to the cup submitted for Robert Jones is suitable for entry into the OCME local DNA databank.

**Note:** This report has an associated Forensic Biology case file.



OFFICE OF CHIEF MEDICAL EXAMINER  
520 First Avenue, New York, New York 10016

DEPARTMENT OF FORENSIC BIOLOGY  
421 East 26<sup>th</sup> Street, New York, New York 10016  
Mechthild Prinz, PhD, Director  
Telephone: 212.323.1200 Fax: 212.323.1590  
Email: [dnalab@ocme.nyc.gov](mailto:dnalab@ocme.nyc.gov)  
Official Website: <http://www.nyc.gov/ocme>



DATE: March 27, 2012

#### LABORATORY REPORT

SUSPECT: Robert Jones	NYSID NO: 04757650Q	LAB NO: FB12-S0144
COMPLAINT NO: 2012-018-00324	ARREST NO: M12608196	START DATE: 2/9/12

#### RESULTS AND CONCLUSIONS:

PCR DNA typing using the AmpF<sup>®</sup>STR<sup>®</sup> Identifier<sup>®</sup> PCR Amplification Kit was done on the cup submitted for Robert Jones. A DNA profile was determined.

This profile was compared to the results in the following case:

FB number	Complaint Number	Complainant	Report date
FB12-00246	2012-018-00324	[REDACTED]	March 6, 2012

The results are the same as those of Male Donor A. Therefore, based on the random match probability for unrelated individuals, the DNA donor to the cup submitted for Robert Jones is the source of the DNA found on the sample listed below.

hat scrapings, most likely major donor

This profile was also compared to the results in the following case:

FB number	Complaint Number	Complainant	Report date
FB12-00490	2011-014-14341	[REDACTED]	March 26, 2012

The donor to the cup submitted for Robert Jones is excluded as a contributor to the sample listed below.

knife handle swabs

This profile could not be compared to the results for the following sample due to an insufficient amount of DNA recovered.

swab of "edges of knife handle"



**Conclusions for DNA Typing**

**Is the source of:** The DNA profile of an individual matches an evidentiary DNA profile and the population frequency of the evidentiary DNA profile meets the threshold of 1 in greater than 6.80 trillion, assuming the source is not an identical twin.

**Could be the source of:** The DNA profile of an individual is consistent with an evidentiary DNA profile, and the population frequency of the evidentiary DNA profile does not meet the threshold of 1 in greater than 6.80 trillion unrelated people.

**Is a major or minor contributor to the mixture:** The DNA profile of an individual matches a major or minor evidentiary DNA profile determined from a mixture, and the DNA population frequency of the determined major or the minor DNA profile meets the threshold of 1 in greater than 6.80 trillion individuals, assuming that source is not an identical twin.

**Could be a major or minor contributor to the mixture:** The DNA profile of an individual is consistent with a major or minor evidentiary DNA profile determined from a mixture, and the DNA population frequency of the determined major or the minor DNA profile does not meet the threshold of 1 in greater than 6.80 trillion unrelated people.

**Could be a contributor to the mixture:** For mixtures where individual profiles were not determined, all of the DNA alleles seen in an individual's DNA profile were also seen in the mixture for the locations where comparisons could be made.

**Cannot be excluded as a contributor to the mixture:** For the locations where comparisons could be made, most of the DNA alleles seen in an individual's DNA profile were also seen in the mixture. The allele(s) that were absent could be explained by any of several factors. Therefore, this person cannot be ruled out as a possible contributor to the mixture.

**Excluded as a contributor to the mixture:** For the locations where comparisons could be made, one or more of the DNA alleles seen in an individual's DNA profile were not seen in the mixture and this absence cannot be explained. Therefore, this person can be ruled out as a contributor.

**No conclusions can be drawn:** For the locations where comparisons could be made, the results do not support a positive association or an exclusion. Therefore, it cannot be determined whether a person contributed to this mixture.

**Not suitable for comparison:** The DNA results on the evidence are either too incomplete or too complex to be the basis for conclusions regarding the source of the DNA.

**Partial Match:** An association between two single-source (clean or fully deconvoluted) profiles, showing similarities but short of an exact match, that suggests that the source of a profile is potentially a relative of the source of the other, partially matching, profile. Partial matches are inadvertent, and may be found at the local, state, or national levels (through comparison at the bench, LINKAGE, or CODIS searches).

EXHIBIT  $\tau$



REQUEST FOR LABORATORY  
EXAMINATION REPORT  
PD 521-165(Rev.01-09)



RFL# 99000016655

Type Of Evidence		DNA					
Priority Designation	Property Clerk Invoice No.	Date Of Invoice	Date Of This Report	Detective Case No.			
ROUTINE	1000115559	01/03/2012	01/03/2012	3934			
Officers	Rank	Name	Tax No.	Command	Phone No.	Team/RDO	Email ID
Investigating	DT3	MEEHAN,JAMES		MTS DET SQUAD	2122399362	SAT/SUN	JAMESV.MEEHAN@NYPD.ORG
Responding Officer	DT3	MEEHAN,JAMES		MTS DET SQUAD	2122399362		JAMESV.MEEHAN@NYPD.ORG
Arresting	N/A						
Detective Supervisor	LCD	WEST,JAMES		MTS DET SQUAD			JAMES.WEST@NYPD.ORG
Evidence Collector	DT3	MEEHAN,JAMES		MTS DET SQUAD			JAMESV.MEEHAN@NYPD.ORG
Medical Examiner No	N/A						
Offense(s)	burglary						
Complainant/Victim	DOB	Date/Time Of Occurrence	Complainant No.	Address Of Occurrence		Type Of Premises	
		12/26/2011 15:00	2011-014-14341	616,9 AVENUE MANHATTAN,NY,US		RESIDENCE - APT. HOUSE	
OSUJECT Run No.	No. Of Persons Arrested		No. Of Suspects				
	0		1				
Name	DOB	Arrest No.	Precinct	NYSID No.			
Suspect	N/A	N/A	N/A	-S			
Physical Contact							
Was There Physical Contact Between VICTIM And SUSPECT?				NO			
Was There Physical Contact Between VICTIM And ARRESTEE?				NO			
Was The Victim Bleeding :		NO	How Many :	0	Was The Suspect Bleeding :		NO
Was The Arrestee Bleeding :		NO	How Many :	0	Others Bleeding :		NO
Name		DOB		Suspect		Bleeding	
N/A						NO	
DNA ELIMINATION SAMPLES							
No. Of persons Having Legitimate Access To Evidence, including Victims		1	No. Of Persons Provided Elimination Samples, including Victims		0	No. Of persons Refused To Provide DNA Samples, including Victims	
Explanation If DNA Elimination/Victim Samples Were Not Collected VICTIM INFORMED THE UNDERSIGNED HE NEVER HANDLED OR HAD CONTACT WITH KNIFE LEFT AT APARTMENT AFTER BURGLARY.							
Property Clerk							
Invoice Item Number							
1							
Description of Evidence EVIDENCE COLLECTION KITS / SWABS [OTHER KITS / SWABS] [SUSPECT EVIDENCE COLLECTION KIT] KNIFE WITH BLACK HANDLE							
Analysis Exam No.		Specific Reason For Requesting The Examination Analysis Or Comparison Be				Probative Value	
7-DNA - ANALYSIS TO IDENTIFY THE SOURCE OF		REQUEST KNIFE BE TESTED FOR DNA ANALYSIS AND				PROBATIVE	
FOR LABORATORY USE ONLY		OCME-EU No.			Police Laboratory No.		



RFL# 99000016655

FORENSIC BIOLOGY - Case Contacts		
DATE EFFECTIVE 3/12/2010	APPROVED BY Eugene Lien	PAGE 1 of 1

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Case Number	FB12-00490 ←
Victim(s)	██████████
Suspect(s)	

ADA		agency		phone	
	email			fax	
DET	Sergeant Simona FID LU	agency	NYPD	phone	██████████
	email			fax	
ME		agency		phone	
	email			fax	

Date	Time	Initials	Communication	Name	Agency
01/27/2012	1125	JG	DEMP checked	Emanuel Katranakis	NYPD
As per DEM-P-Please ensure the below local pattern evidence is prioritized and respond back to me with the OCME supervisors name please, PBMS local pattern # 4					

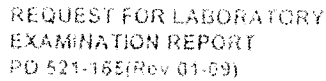
Date	Time	Initials	Communication	Name	Agency
3/20/12	1255	SAS	called by	Sergeant Simona	NYPD
Spoke with Sergeant Simona about this case. I told him that the swab of the knife handle that was submitted was insufficient, so we swabbed the handle and have positive quant results. I told him I expected to have profile results by next week and that I would likely be submitting a request for an elimination sample since the knife was recovered from a private residence.					

Date	Time	Initials	Communication	Name	Agency
3/20/12	1640	SAS	sent e-mail to	FID LU	NYPD
Good afternoon,					
I am making a request for reference samples for the following case in order to compare them to DNA results:					
Complaint#					
Case type					
FB#					
Complainant      Comparison sample needed					
2011-014-14341      BurglaryFB12-00490      c/v ██████████ ██████████					
If there is an arrest in this case, please notify us of the suspect's name, NYSID # and/or arrest #.					

1200490x

FB12-00490

DEF 824

[illegible]

<b>DNA</b>							
<b>NYSDJMS#</b>	<b>Case #</b>	<b>Date of Incident</b>	<b>Date Of This Report</b>	<b>Lab File Number</b>			
N000116553	1000115553	01/03/2012	01/03/2012	3934			
<b>Name</b>	<b>DOB</b>	<b>Agency</b>	<b>Address</b>	<b>Phone No.</b>	<b>Fax No.</b>	<b>E-Mail</b>	
MEEHAN JAMES	DT3	MTS DET SQUAD	2122399362	SAT/SUN	JAMESV.MEEHAN@NYPD.ORG		
MEEHAN JAMES	DT3	MTS DET SQUAD	2122399362	JAMESV.MEEHAN@NYPD.ORG			
<b>N/A</b>							
LCD	WEST JAMES	941201 MTS DET SQUAD	JAMES.WEST@NYPD.ORG				
DT3	MEEHAN JAMES	906897 MTS DET SQUAD	JAMESV.MEEHAN@NYPD.ORG				
<b>N/A</b>							
<b>Burglary</b>							
<b>Offense Name</b>	<b>Arrested</b>	<b>Description Of Offense Act</b>	<b>Arrest Date</b>	<b>Address Of Residence</b>	<b>Type Of Residence</b>		
[REDACTED]	[REDACTED]	*225 35 11 15 00	2011-014-	[REDACTED]	RESIDENCE - APT. HOUSE		
		14341					
<b>Age</b>	<b>Sex</b>	<b>Race</b>	<b>Hair Color</b>	<b>Eye Color</b>	<b>No. Of Fingers</b>		
0	I						
<b>Name</b>	<b>DOB</b>	<b>Agency</b>	<b>Address</b>	<b>Phone</b>	<b>Fax</b>	<b>E-Mail</b>	
N/A	N/A	N/A	N/A	-S	N/A		
<b>Physical Contact</b>							
<b>Did The Suspect Touch Or Grasp Victim?</b>	<b>NO</b>	<b>Was The Suspect Contact Resisted By Victim And Arrested?</b>				<b>NO</b>	
<b>Did The Suspect Grabbing</b>	<b>NO</b>	<b>Was The Suspect Striking</b>	<b>0</b>	<b>Was The Suspect Branding</b>	<b>NO</b>	<b>Was The Suspect Biting</b>	<b>0</b>
<b>Did The Suspect Grabbing</b>	<b>NO</b>	<b>Was The Suspect Striking</b>	<b>0</b>	<b>Other Branding</b>	<b>NO</b>	<b>Was The Suspect Biting</b>	<b>0</b>
						<b>Suspect</b>	<b>NO</b>
<b>DNA ELIMINATION SAMPLES</b>							
<b>No. Of Persons Providing Samples</b>	<b>1</b>	<b>No. Of Persons Refused To Provide Samples Including Victims</b>	<b>0</b>	<b>No. Of Persons Refused To Provide DNA Samples Including Victims</b>	<b>0</b>		
<b>VICTIM INFORMED THE UNDERSIGNED HE NEVER HANDLED OR HAD CONTACT WITH KNIFE LEFT AT APARTMENT AFTER BURGLARY</b>							
<b>1</b>							
<b>At The Scene</b>	<b>EVIDENCE COLLECTION KITS / SWABS (OTHER KITS / SWABS) [SUSPECT EVIDENCE COLLECTION KIT] KNIFE WITH BLACK HANDLE</b>						
<b>Request To</b>	<b>Request Knive Be Tested For DNA Analysis And Probative</b>						
<b>7-DNA - ANALYSIS TO IDENTIFY THE SOURCE OF REQUEST KNIFE BE TESTED FOR DNA ANALYSIS AND PROBATIVE</b>							

FOR LABORATORY USE ONLY

QCME-EU No

Police Laboratory No.

Assigned Investigator Copy  
04/08/2018

*(continued)*

**DEF 897**